

IPW

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

15

Application Number

10/799,143

Filing Date

3/11/2004

First Named Inventor

Biedermann et al.

Art Unit

3732

Examiner Name

Pedro Philogene

Attorney Docket Number

40510-909

ENCLOSURES (Check all that apply)

| | | |
|---|---|---|
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to TC |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | - Submission of Translation of Priority Document and Verification of Translation |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Request for Refund | - Verification of Translation |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> CD, Number of CD(s) _____ | - Translation of Priority Document |
| <input type="checkbox"/> Reply to Missing Parts/Incomplete Application | <input type="checkbox"/> Landscape Table on CD | - Acknowledgement Card |
| <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Remarks | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|-------------------------|----------|--------|
| Firm Name | Barley Snyder LLC | | |
| Signature | | | |
| Printed name | Helen Odar Wolstoncroft | | |
| Date | 5/12/2005 | Reg. No. | 32,806 |

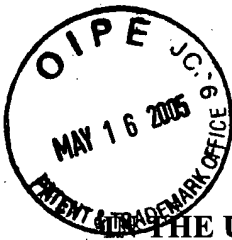
CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

| | | | |
|-----------------------|-------------------|------|-----------|
| Signature | | | |
| Typed or printed name | JoAnn F. Dilloway | Date | 5/12/2005 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Matter of the Application of: Biedermann et al.

Serial No.: 10/799,143

Filed: March 11, 2004

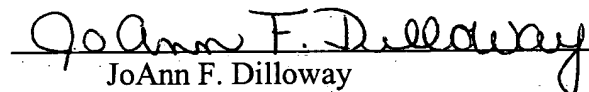
For: **Anchoring Element for Use in Spine or Bone Surgery, Method for Use and Production Thereof**

Examiner: Pedro Philogene

Group Art Unit: 3732

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 12, 2005.


JoAnn F. Dilloway

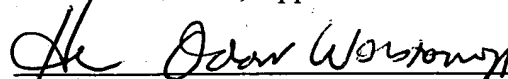
Submission of Translation of Priority Document and Verification of Translation

Sir:

In the subject application filed March 11, 2004, Applicant claimed foreign priority benefits under 35 U.S.C. 119(a)-(d) to the foreign application filed on March 11, 2003 by Applicant's assignee, Biedermann Motech GmbH, German Patent Application No. 103 10 540.9. Please find attached a translation of German Patent Application No. 103 10 549.9 and Verification of translation.

Respectfully submitted,

Biedermann et al., Applicants



Helen Odar Wolstoncroft

Registration No. 32,806

Attorney for Applicants

Phone: 717.399.1579

Facsimile: 717.291.4660